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9  
10 **UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**

11 TEX-V CO., LTD, a South Korean  
12 Corporation,

Case No.

13 Plaintiff,

PLAINTIFF'S COMPLAINT FOR  
COPYRIGHT INFRINGEMENT

14 v.

Jury Trial Demanded

15 SHEIN US SERVICES, LLC, a Delaware  
16 Limited Liability Company; SHEIN GROUP  
17 LIMITED, a Hong Kong private company  
18 limited by shares; SHEIN FASHION  
19 GROUP, INC., a California Corporation;  
SHEIN DISTRIBUTION CORP., a  
20 California corporation; ZOETOP BUSINESS  
21 CO., LTD., individually and doing business  
as "SHEIN", a Hong Kong private limited  
company; ROADGET BUSINESS PTE,  
22 LTD., a Singapore private limited company,  
both individually and doing business as  
"SHEIN"; and DOES 1-10,  
23  
24

25 Defendants.

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1 Plaintiff Tex-V Co., Ltd. hereby prays to this honorable Court for relief based  
2 on the following acts of alleged copyright infringement:

3 **JURISDICTION AND VENUE**

4 1. This action arises under the Copyright Act of 1976, 17 U.S.C. § 101, *et*  
5 *seq.*

6 2. This Court has federal question jurisdiction under 28 U.S.C. §§ 1331,  
7 1338(a)-(b).

8 3. Venue in this judicial district is proper under 28 U.S.C. §§ 1391(c) and  
9 1400(a) because this is the judicial district in which a substantial part of the acts and  
10 omissions giving rise to the claims occurred.

11 **PARTIES**

12 4. Plaintiff Tex-V is a corporation organized and existing under the laws of  
13 South Korea with an office located in Los Angeles, California.

14 5. Upon information and belief, Plaintiff alleges that Defendant SHEIN US  
15 SERVICES, LLC is a Delaware Limited Liability Company and maintains a principal  
16 place of business at 2140 South Dupont Highway, Camden, Delaware 19934. ]

17 6. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
18 copyright by creating, manufacturing, causing to be manufactured, distributing,  
19 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
20 Products identified in **Exhibit A** through Shein's website and a nationwide network  
21 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
22 Shein, which extend, touch, and concern the State of California.

23 7. Upon information and belief, Plaintiff alleges that Defendant SHEIN  
24 FASHION GROUP, INC. is a California corporation with a principle place of  
25 business located at 345 North Baldwin Park Boulevard, City of Industry, California  
26 91746.

27 8. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
28 copyright by creating, manufacturing, causing to be manufactured, distributing,

1 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
2 Products identified in **Exhibit A** through Shein's website and a nationwide network  
3 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
4 Shein, which extend, touch, and concern the State of California.

5 9. Upon information and belief, Plaintiff alleges that Defendant SHEIN  
6 DISTRIBUTION CORP. is a Delaware corporation registered to do business with the  
7 State of California.

8 10. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
9 copyright by creating, manufacturing, causing to be manufactured, distributing,  
10 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
11 Products identified in **Exhibit A** through Shein's website and a nationwide network  
12 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
13 Shein, which extend, touch, and concern the State of California.

14 11. Upon information and belief, Plaintiff alleges that Defendant ZOETOP  
15 BUSINESS CO., LTD., is a Hong Kong private limited company that is doing  
16 business with the State of California.

17 12. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
18 copyright by creating, manufacturing, causing to be manufactured, distributing,  
19 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
20 Products identified in **Exhibit A** through Shein's website and a nationwide network  
21 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
22 Shein, which extend, touch, and concern the State of California.

23 13. Upon information and belief, Plaintiff alleges that Defendant  
24 ROADGET BUSINESS PTE, LTD is a Singapore wholesale trade company with its  
25 principle place of business located at 7 Temasek Boulevard, #12-08, Suntec Tower  
26 One, Singapore, 038987, and is doing business within the State of California.

27 14. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
28 copyright by creating, manufacturing, causing to be manufactured, distributing,

1 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
2 Products identified in **Exhibit A** through Shein's website and a nationwide network  
3 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
4 Shein, which extend, touch, and concern the State of California.

5       15. Upon information and belief, Plaintiff alleges that Defendant SHEIN  
6 GROUP LIMITED is a Hong Kong private company limited by shares, with its  
7 principal place of business located at 402 Jardine House 1 Connaught Place Central  
8 Hong Kong.

9       16. Plaintiff further alleges that the above Defendant infringed Plaintiff's  
10 copyright by creating, manufacturing, causing to be manufactured, distributing,  
11 displaying, offering for sale, selling, and/or otherwise exploiting the Offending  
12 Products identified in **Exhibit A** through Shein's website and a nationwide network  
13 of retail stores, catalogues, and other websites owned, operated, and/or controlled by  
14 Shein, which extend, touch, and concern the State of California.

15       17. The above Defendants are collectively referred to as "Shein."

16       18. Upon information and belief, Plaintiff alleges that Defendants DOES 1  
17 through 10 (collectively, "DOE Defendants") (altogether with Shein, "Defendants")  
18 are other parties not yet identified who have directly, indirectly, contributorily, and/or  
19 vicariously infringed Plaintiff's copyrights and/or engaged in one or more of the  
20 wrongful practices alleged herein. The true names, whether corporate, individual, or  
21 otherwise, of DOE Defendants are presently unknown to Plaintiff, which therefore  
22 sues said DOE Defendants by such fictitious names, and will seek leave to amend  
23 this Complaint to show their true names and capacities when the same have been  
24 ascertained.

25       19. Upon information and belief, Plaintiff alleges that, at all relevant times,  
26 each of the Defendants was the agent, affiliate, officer, director, manager, principal,  
27 alter-ego, and/or employee of the remaining Defendants, and was at all times acting  
28 within the scope of such agency, affiliation, alter-ego relationship, and/or

1 employment; and actively participated in, subsequently ratified, and/or adopted each  
2 of the acts or conduct alleged, with full knowledge of each violation of Plaintiff's  
3 rights and the damages to Plaintiff proximately caused thereby.

4 **CLAIMS RELATED TO DESIGN TVD-1669**

5 20. Plaintiff owns an original two-dimensional artwork used for purposes of  
6 textile printing entitled design number TVD – 1669 which is duly registered with the  
7 U.S. Copyright Office, the "Subject Design".

8 21. Prior to the acts complained of herein, Plaintiff widely disseminated  
9 fabric bearing the Subject Design to numerous parties in the fashion and apparel  
10 industries.

11 22. Upon information and belief, Plaintiff alleges that following its  
12 distribution of fabric bearing the Subject Design, Defendants, and each of them,  
13 created, manufactured, caused to be manufactured, distributed, displayed, offered for  
14 sale, sold, and/or otherwise exploited fabric and/or garments bearing unauthorized  
15 reproductions of the Subject Design or designs that are strikingly and/or substantially  
16 similar thereto (referred to as the "Offending Products"). Offending Products include  
17 but are not limited to the garments sold bearing the label "Chain Print" on Shein's  
18 website. A representative sample of Subject Design, and exemplars of the Offending  
19 Products, are set forth in **Exhibit A**.

20 23. If Defendants' acts of infringement(s) commenced more than three years  
21 prior to the filing of this Complaint, Plaintiff did not know of such infringing  
22 conduct—among other things, Plaintiff does not frequent Shein's webpages, is not  
23 shown advertisements by Shein, and does not receive email or other communications  
24 from Shein—and as such had no reason to know of such infringing conduct.

25 24. In October 2022, Plaintiff sent Shein cease-and-desist correspondence  
26 regarding the Offending Garments and sought certain information regarding those  
27 Garments in an attempt to explore an amicable resolution of this dispute without the  
28 need for litigation. Plaintiff's attempt was unsuccessful, necessitating this case.

## **FIRST CLAIM FOR RELIEF**

(For Copyright Infringement - Against All Defendants, and Each)

25. Plaintiff incorporates by reference the allegations contained in the preceding paragraphs of this Complaint.

5       26. Upon information and belief, Plaintiff alleges that Defendants, and each  
6 of them, had access to the Subject Design, including through (a) access to Plaintiff's  
7 showroom and/or design library; (b) access to illegally distributed copies of the  
8 Subject Design by third-party vendors, and/or DOE Defendants, including  
9 international and/or overseas converters and printing mills; (c) access to Plaintiff's  
10 strike-offs and samples, and/or; (d) access to garments in the marketplace  
11 manufactured with lawfully printed fabric bearing the Subject Design.

12       27. Upon information and belief, Plaintiff alleges that one or more of the  
13 Defendants manufactures garments and/or is a garment vendor. Plaintiff further  
14 alleges that said Defendant(s), and each of them, has an ongoing business relationship  
15 with Defendant retailers, and each of them, and supplied to said retailers garments  
16 composed of fabric bearing unauthorized reproductions of the Subject Designs or  
17 designs that are strikingly and/or substantially similar to the Subject Design.

18       28. Upon information and belief, Plaintiff alleges that Defendants, and each  
19 of them, infringed Plaintiff's copyright by creating, manufacturing, causing to be  
20 manufactured, distributing, displaying, offering for sale, selling, and/or otherwise  
21 exploiting the Offending Products identified in **Exhibit A** through Shein's website  
22 and a nationwide network of retail stores, catalogues, and other websites owned,  
23 operated, and/or controlled by Shein.

24        29. Due to Defendants' acts of copyright infringement, Plaintiff has suffered  
25 damages in an amount to be established at trial.

26       30. Due to Defendants' acts of copyright infringement, Defendants have  
27 obtained profits they would not have realized but for their infringements of Plaintiff's  
28 copyrights in the Subject Design. As such, Plaintiff is entitled to disgorgement of

1 Defendants' profits attributable to their infringements in an amount to be established  
2 at trial.

3       31. Upon information and belief, Plaintiff alleges that Defendants, and each  
4 of them, have committed copyright infringement with knowledge of and/or in  
5 reckless disregard for Plaintiff's copyrights in the Subject Design such that said acts  
6 of copyright infringement were willful.

## **PRAYER FOR RELIEF**

8 || Wherefore, Plaintiff prays for judgment as follows:

- a. That Defendants, each of them, their respective agents, and/or anyone else working in concert with Defendants and/or their agents be enjoined from importing, manufacturing, distributing, offering for sale, selling, and/or otherwise trafficking in the Offending Products and any other product that infringes Plaintiff's copyrights in the Subject Design;
  - b. That Plaintiff be awarded all Defendants' profits, plus all Plaintiff's losses, attributable to Defendants' infringements, the exact sum to be proven at the time of trial; or alternatively, if elected, statutory damages as available under 17 U.S.C. § 504;
  - c. That Plaintiff be awarded its attorneys' fees and costs as available under 17 U.S.C. § 505;
  - d. That Plaintiff be awarded pre-judgment interest as allowed by law;
  - e. That Plaintiff be awarded the costs of this action; and
  - f. That Plaintiff be awarded such further legal and equitable relief as the Court deems proper.

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## **JURY DEMAND**

Plaintiff demands a jury trial on all issues so triable pursuant to Fed. R. Civ. P. 38 and the 7th Amendment to the United States Constitution.

Dated: June 28, 2023

Respectfully submitted,

By: /s/ Trevor W. Barrett

Trevor W. Barrett, Esq.

Frank R. Trechsel, Esq.

Benjamin Tookey, Esq.

DONIGER / BURROUGHS

Attorneys for Plaintiff